

REMARKS

Applicants respectfully request entry of the following amendments and remarks contained herein in response to the Office Action mailed March 7, 2006. Applicants respectfully submit that the amendment and remarks contained herein place the instant application in condition for allowance.

Upon entry of the amendments in this response, claims 21 – 40 remain pending. In particular, Applicants add claims 21 – 40 and cancel claims 17 – 20 without prejudice, waiver, or disclaimer. Applicants cancel claims 17 – 20 merely to reduce the number of disputed issues and to facilitate early allowance and issuance of other claims in the present application. Applicants reserve the right to pursue the subject matter of these canceled claims in a continuing application, if Applicants so choose, and do not intend to dedicate the canceled subject matter to the public. Reconsideration and allowance of the application and presently pending claims are respectfully requested.

I. Objections to the Specification

The Office Action indicates that the disclosure is objected to because the parent application and corresponding patent number are not specified. In an attempt to accommodate this request, Applicants amend the written description, as indicated above. Applicants submit that no new matter is added.

II. Claim Objections

The Office Action indicates that claim 17 is objected to because the word “relyted” is incomprehensible. Applicants cancel claim 17 and consider this issue moot.

III. Double Patenting

The Office Action indicates that claims 17 – 20 are rejected under the judicially created doctrine of obviousness-type double patenting as being allegedly unpatentable over claims 1 – 11 of U.S. Patent Number 6,650,740. Specifically, the Office Action asserts that although the conflicting claims are not identical, they are allegedly not patentably distinct from each other. Applicants cancel claims 17 – 20 and consider this issue moot.

IV. Claims 17 and 19 are Patentable Over *Dugan*

The Office Action indicates that claims 17 and 19 stand rejected under 35 U.S.C. §102(e) as allegedly being anticipated by U.S. Patent Number 6,330,079 (“*Dugan*”). Applicants cancel claims 17 and 19 and consider this issue moot.

V. Claims 18 and 20 are Patentable Over *Dugan* in view of *Jordan*

The Office Action indicates that claims 18 and 20 stand rejected under 35 U.S.C. 103(a) as allegedly being unpatentable over *Dugan* in view of U.S. Patent Number 4,313,035 (“*Jordan*”). Applicants cancel claims 18 and 20 and consider this issue moot.

VI. New Claims 21 – 40 are Allowable Over the Cited Art

A. New Claim 21 is Allowable

In addition, Applicants add new claim 21. Applicants respectfully submit that the cited art fails to disclose, teach, or suggest a “method to make a reply call to a voice mail message, comprising... in response to an indication to disconnect the communication between the subscriber and the caller, reconnecting the subscriber with the voicemail server” as recited in new claim 21. For at least this reason, new claim 21 is allowable over the cited art.

B. New Claim 28 is Allowable

In addition, Applicants add new claim 28. Applicants respectfully submit that the cited art fails to disclose, teach, or suggest a “system for making a reply call to a voice mail message, comprising... a reconnecting component configured to, in response to an indication to disconnect the communication between the subscriber and the caller, reconnect the subscriber with the voicemail server” as recited in new claim 28. For at least this reason, new claim 28 is allowable over the cited art.

C. New Claim 35 is Allowable

In addition, Applicants add new claim 35. Applicants respectfully submit that the cited art fails to disclose, teach, or suggest a “computer readable medium configured to make a reply call to a voice mail message, comprising... logic configured to, in response to an indication to disconnect communication between the subscriber and the caller, reconnect the subscriber with the voicemail server” as recited in new claim 35. For at least this reason, new claim 35 is allowable over the cited art.

D. New Claims 22 – 27, 29 – 34, and 36 – 40 are Allowable Over the Cited Art

In addition, new claims 22 – 27 are allowable over the cited art for at least the reason that these claims depend from allowable independent claim 21. New claims 29 – 34 are believed to be allowable for at least the reason that these claims depend from allowable independent claim 28. New claims 36 – 40 are believed to be allowable for at least the reason that these claims depend from allowable independent claim 35. *In re Fine, Minnesota Mining and Mfg. Co. v. Chemque, Inc.*, 303 F.3d 1294, 1299 (Fed. Cir. 2002).

CONCLUSION

In light of the foregoing amendments and for at least the reasons set forth above, Applicants respectfully submit that all objections and/or rejections have been traversed, rendered moot, and/or accommodated, and that the now pending claims are in condition for allowance. Favorable reconsideration and allowance of the present application and all pending claims are hereby courteously requested.

Any other statements in the Office Action that are not explicitly addressed herein are not intended to be admitted. In addition, any and all findings of inherency are traversed as not having been shown to be necessarily present. Further, any and all findings of well-known art and official notice, or statements interpreted similarly, should not be considered well known for at least the specific and particular reason that the Office Action does not include specific factual findings predicated on sound technical and scientific reasoning to support such conclusions.

If, in the opinion of the Examiner, a telephonic conference would expedite the examination of this matter, the Examiner is invited to call the undersigned attorney at (770) 933-9500.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Anthony F. Bonner Jr.', is written over a horizontal line.

Anthony F. Bonner Jr. Reg. No. 55,012

**THOMAS, KAYDEN,
HORSTEMEYER & RISLEY, L.L.P.**
Suite 1750
100 Galleria Parkway N.W.
Atlanta, Georgia 30339
(770) 933-9500

Customer No.: **38823**